

**DECLARATION FOR PATENT APPLICATION (JOINT OR SOLE)**

(Under 37 CFR § 1.63; with Power of Attorney)

**WHITMAN BREED ABBOTT & MORGAN LLP File No. 0088830-0004**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor of the subject matter which is claimed and for which a patent is sought on the invention ENTITLED:

**METHOD AND APPARATUS FOR SECURE DISTRIBUTION OF SOFTWARE**

the specification of which

       is attached hereto.

X was filed on June 9, 1999 as Application Serial No. 09/328,737

with amendment(s) through \_\_\_\_\_ (if applicable, give dates).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

**Prior Foreign Application(s) [list additional applications on separate page]: Priority Claimed:**

<u>Number:</u>	<u>Country:</u>	<u>Filed (Day/Month/Year):</u>	<u>Yes</u>	<u>No</u>
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I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56, which became available between the filing date of the prior application and the national or PCT international filing date of this application:

**Prior U.S. Application(s) [list additional applications on separate page]:**

<u>Appln. Ser. No.:</u>	<u>Filed (Day/Month/Year):</u>	<u>Status:(patented, pending, abandoned):</u>
60/131,769	30/04/99	Pending

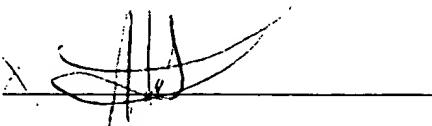
I hereby appoint Eugene L. Flanagan III, Registration No. 27,634, Nathaniel Levin, Registration No. 34,860, Barry Evans, Registration No. 22,802, Andrew L. Tiajoloff, Registration No. 31,575, Theodore J. Mlynar, Registration No. 40,096, Gregor N. Neff, Registration No. 20,596, and WHITMAN BREED ABBOTT & MORGAN LLP, or their duly appointed associate, my attorneys, with full power of substitution and revocation, to prosecute this application, to make alterations and amendments therein, to file continuation and divisional applications thereof, to receive the Patent, and to transact all business in the Patent and Trademark Office and in the Courts in connection therewith, and specify that all communications about the application are to be directed to the following correspondence address:

Eugene L. Flanagan III,  
c/o WHITMAN BREED ABBOTT & MORGAN LLP  
200 Park Avenue New York, New York 10166

Direct all telephone calls to: (212) 351-3120 to the attention of: Eugene L. Flanagan III

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

INVENTOR(S):

Signature:  Date: 5-AUG-1999

Full name of sole or first inventor: Andres Torrubia-Saez  
Residence: Rambla Mendez Nunez, 34-1, 03002, Alicante, Spain  
Citizenship: Spain

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full name of 2nd joint inventor (if any):

Residence:  
Citizenship

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full name of 3rd joint inventor (if any):

Residence:  
Citizenship

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full name of 4th joint inventor (if any):

Residence:  
Citizenship

Signature: \_\_\_\_\_ Date: \_\_\_\_\_

Full name of 5th joint inventor (if any):

Residence:  
Citizenship: Post Office Address(es) of inventor(s):

Note: In order to qualify for reduced fees available to Small Entities, each inventor and any other individual or entity having rights to the invention must also sign an appropriate separate "Verified Statement (Declaration) Claiming [or Supporting a Claim by Another for] Small Entity Status" form [e.g. for Independent Inventor, Small Business Concern, Nonprofit Organization, individual Non-Inventor].

I hereby certify that this transmittal of the below described document is being facsimile transmitted to the Commissioner of Patents and Trademarks, Washington, D.C., 20231, on the below date.				
Date of Deposit:	3/9/00	Name of Person Making the Deposit:	Vanessa Knowles	Signature of the Person Making the Deposit:

*[Handwritten signature over the signature line]*

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**In re Application of:** Torrubia-Saez

**Docket No.:** TRYM0001

**Serial No. :** 09/328,737

**Art Unit:** 2766

**Filed:** June 9, 1999

**Examiner:** Unassigned

**Title:** METHOD AND APPARATUS FOR SECURE DISTRIBUTION OF SOFTWARE

March 9, 2000

Assistant Commissioner for Patents  
Washington, DC 20231

**TRANSMITTAL OF REVOCATION OF POWER OF ATTORNEY  
AND GRANT OF NEW POWER OF ATTORNEY**

Sir:

Enclosed is the Revocation of Prior Powers of Attorney and Grant of New Power of Attorney for the above-referenced patent application.

Please change the Attorney Docket No. from "0088830-0004" to --TRYM0001--.

Respectfully Submitted,

Michael A. Glenn,  
Reg. No. 30,176

Customer No. 22862

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Tornubia-Saez

Serial No.: 09/328,737

Filed: June 9, 1999

For: Method and Apparatus for Secure Distribution of  
Software

} Group Art Unit: 2766

} Examiner: Unassigned

REVOCATION OF PRIOR POWERS OF ATTORNEY  
AND GRANT OF NEW POWER OF ATTORNEY

Assistant Commissioner for Patents  
Washington, DC 20231

Sir:

As assignee of record of the entire interest of the above-identified application, all powers of attorney previously given are hereby revoked and the following attorneys and agents are hereby appointed to prosecute and transact all business in the U.S. Patent and Trademark Office connected therewith.

MICHAEL A. GLENN, Reg. No. 30,176  
DONALD M. HENDRICKS, Reg. No. 40,355  
KIRK D. WONG, REG. NO. 43,284  
EARLE W. JENNINGS, Reg. No. 44,804  
CHRISTOPHER PEIL, Reg. No. 45,005

Please send all correspondence for this application as follows:

Glenn Patent Group  
Customer No. 22862  
3475 Edison Way, Suite L,  
Menlo Park, CA 94025

Please direct any calls to 650-474-8400.

Please change the Attorney Docket No. from "0088830-0004" to --TRYM0001--.

In accordance with 37 CFR 3.73, the assignee hereby certifies that the evidentiary documents with respect to its ownership have been reviewed and that, to the best of assignee's knowledge and belief, title is in the assignee seeking to take this action.

Trymedia Systems  
595 Market Street, Ste. 2500  
San Francisco, CA 94105

Date 3/8/2000

  
\_\_\_\_\_  
Alex Torrubia  
President

Applicant or Patentee: Andres  Soria-Saez

Serial or Patent No.: 09/328,737

Filed or Issued: June 9, 1999

For: METHOD AND APPARATUS FOR SECURE  
DISTRIBUTION OF SOFTWARE

WHITMAN BREWER, B. JTT & MORGAN LLP

File No.: 0088830-0004

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**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY STATUS  
37 CFR 1.9(f) and 1.27(b)) - INDEPENDENT INVENTOR**

As a below-named inventor, I hereby declare that I qualify as an independent inventor as defined in 37 CFR 1.9(c) for purposes of paying reduced fees under Section 41(a) and (b) of Title 35, United States Code, to the Patent and Trademark Office with regard to the invention, entitled described in application Serial No. 09/328,737, filed June 9, 1999.

I have not assigned, granted, conveyed or licensed and am under no obligation under contract or law to assign, grant, convey or license, any rights in the invention to any person who could not be classified as an independent inventor under 37 CFR 1.9(c) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below.

no such person, concern, or organization  
 persons, concerns or organizations listed below\*

\*NOTE: Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities (37 CFR 1.27).

FULL NAME Trymedia Systems, Inc.

ADDRESS 150 West 56th Street, Suite 4405, New York, NY 10019

INDIVIDUAL  SMALL BUSINESS CONCERN  NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

INDIVIDUAL  SMALL BUSINESS CONCERN  NONPROFIT ORGANIZATION

FULL NAME \_\_\_\_\_

ADDRESS \_\_\_\_\_

INDIVIDUAL  SMALL BUSINESS CONCERN  NONPROFIT ORGANIZATION

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

Andres Torrubia-Saez NAME OF INVENTOR  Signature of Inventor	NAME OF INVENTOR  Signature of Inventor	NAME OF INVENTOR  Signature of Inventor
5-AUG-1999 Date	Date	Date